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BEFORE THE ARIZONA CORPORATION COMMISSION

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COMMISSIONERS

KRISTIN K. MAYES - Chairman
GARY PIERCE
PAUL NEWMAN
SANDRA D. KENNEDY
BOB STUMP

Arizona Corporation Commission

DOCKETED

MAY 12 2010

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IN THE MATTER OF QWEST CORPORATION'S
PETITION FOR ARBITRATION AND
APPROVAL OF INTERCONNECTION
AGREEMENT WITH NORTH COUNTY
COMMUNICATIONS CORPORATION OF
ARIZONA PURSUANT TO SECTION 252(B) OF
THE COMMUNICATIONS ACT OF 1934 AS
AMENDED BY THE TELECOMMUNICATIONS
ACT OF 1996 AND APPLICABLE STATE LAWS.

DOCKET NO. T-01051B-09-0383
DOCKET NO. T-03335A-09-0383

PROCEDURAL ORDER

BY THE COMMISSION:

By Procedural Order dated March 23, 2010, a schedule was established for filing pleadings associated with North County Communication's ("North County") Motion to Dismiss in this arbitration. Because the Arizona Corporation Commission's ("Commission") jurisdiction to resolve the arbitration petition filed by Quest Corporation ("Qwest") is at issue, the participation of the Commission's Utilities Division ("Staff") was requested.

The schedule required North County to file its Motion to Dismiss by April 9, 2010; for Qwest to file a Response by April 29, 2010; for Staff to file Comments by May 10, 2010, and for North County to file a Reply to Qwest and Response to Staff's Comments, and Qwest to file a Response to Staff's Comments by May 18, 2010; and a Procedural Conference for Oral Argument on the Motion on May 21, 2010.

On April 9, 2010, North County filed its Motion to Dismiss.

On April 29, 2010, Qwest filed its Response.

On May 10, 2010, Staff filed a request for an extension of time to file its Comments until May 24, 2010.

Staff has expertise in the area of Commission jurisdiction. Extending the procedural schedule to will benefit the Commission's resolution of the issues raised in the Motion.

1 IT IS THEREFORE ORDERED that **Staff shall file its Comments** to the parties' pleadings
2 by **May 24, 2010**.

3 IT IS FURTHER ORDERED that **North County shall file a Reply to Qwest's Response**
4 **and Response to Staff's Comments, and Qwest shall file a Response to Staff's Comments by**
5 **June 15, 2010**.

6 IT IS FURTHER ORDERED that the **Procedural Conference** for the purpose of **oral**
7 **argument** originally set for May 21, 2010 shall be continued and commence on **June 29, 2010, at**
8 **1:30 p.m.**, or as soon thereafter as is practical, at the Commission's offices, Room 222, 400 West
9 Congress, Tucson, Arizona 85701. Parties may request to appear telephonically by contacting the
10 Hearing Division at (602) 542-4250 and making arrangements for a conference call line.

11 IT IS FURTHER ORDERED that the parties may request to have the matter decided on the
12 legal briefs, and that the oral argument be vacated, however the Arbitrator or Commission will
13 determine if oral argument is necessary to supplement the record.

14 IT IS FURTHER ORDERED that the Arbitrator may rescind, alter, amend, or waive any
15 portion of this Procedural Order either by subsequent Procedural Order or by ruling at arbitration.

16 Dated this 10th day of May, 2010.

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18 
19 JANE L. RODDA
ARBITRATOR

20 Copies of the foregoing mailed/delivered
this 10th day of May, 2010 to:

21 Norman G. Curtright
22 QWEST CORPORATION
23 20 East Thomas Rd., 16th Floor
Phoenix, AZ 85012

24 Joseph G. Dicks
25 Dicks and Workman
26 2720 Symphony Towers
27 750 B Street
San Diego, CA 92101-8122
Attorneys for North County
Communications Corp.

Todd Lesser
NORTH COUNTY COMMUNICATIONS
3802 Rosecrans Street, Suite 485
San Diego, CA 92110

William Klain
Lang Baker & Klain, PLC
8767 E. Via De Commercio, Suite 102
Scottsdale, AZ 85258
Attorneys for North County

1 Christopher J. Reichman
2 The Law Office of Christopher J. Reichman
3 750 B Street, Suite 2720
4 San Diego, CA 92101
5 Attorneys for North County

6 Janice Alward, Chief Counsel
7 Legal Division
8 ARIZONA CORPORATION COMMISSION
9 1200 W. Washington Street
10 Phoenix, AZ 85007
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Steve Olea, Director
Utilities Division
ARIZONA CORPORATION COMMISSION
1200 W. Washington Street
Phoenix, AZ 85007

ARIZONA REPORTING SERVICE, INC.
2200 N. Central Avenue, Suite 502
Phoenix, AZ 85004-1481

By: 
Jane L. Rodda